



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Patent Application of

INOUE ET AL.

Serial No. 10/574 505
11/661,209

Filed: February 27, 2007

For: DISPLAY ELEMENT AND DISPLAY DEVICE

Confirmation No.: 2374

Atty. Ref.: 1035-626

Group: Unknown

Examiner: Unknown

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST TO WITHDRAW HOLDING OF ABANDONMENT
UNDER 37 CFR 1.495(B)(2)

The undersigned has received a Notice of Abandonment, Confirmation No. 2374, dated March 6, 2007, indicating that the application was abandoned for the following reason: "Applicant has failed to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2))".

The Notice of Abandonment is incorrect. As required by 37 C.F.R. § 37 CFR 1.495(b)(2), on February 27, 2007, the national phase, based on international application PCT/JP2005/015315, was entered and the fees were paid. As proof, attached is a photocopy of the postcard receipt showing the mailroom date stamp of February 27, 2007, as well as a true and correct copy of the Transmittal that was filed on the date indicated.

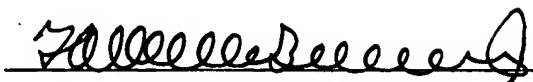
Please kindly reinstate this application and return it to active status since it was inappropriately regarded as "abandoned."

In the alternative, please treat this Request as A Petition to Revive the national stage application and charge any petition fees and national stage entry fees, or any other fees necessary for continued pendency of the captioned application to the undersigned's deposit account #14-1140.

INOUE ET AL.
Serial No. 11/661,209

Respectfully submitted,
NIXON & VANDERHYE P.C.

March 19, 2007

By: 

H. Warren Burnam, Jr.

Reg. No. 29,366

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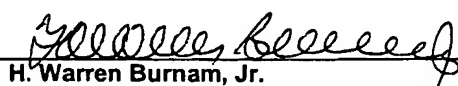
FORM PTO-1390 MODIFIED	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	RECEIVING DOCKET NUMBER 1035-626
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) Unknown
INTERNATIONAL APPLICATION NO. PCT/JP2005/015315	INTERNATIONAL FILING DATE 24 August 2005	PRIORITY DATE CLAIMED 31 August 2004
TITLE OF INVENTION DISPLAY ELEMENT AND DISPLAY DEVICE		
APPLICANT(S) FOR DO/EO/US INOUE ET AL.		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
- ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
- ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- ☐ The U.S. has been elected (Article 31).
- A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - ☒ WO 2006/025234 is attached hereto (80 pages specification, claims & abstract (31 claims), 15 sheets drawings).
 - ☒ has been communicated by the International Bureau.
 - ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(3))
 - ☒ is attached hereto (161 pages specification, claims & abstract (31 claims), 14 sheets drawings, 0 page Certificate of Translation).
 - ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
- ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - ☐ are attached hereto (required only if not communicated by the International Bureau).
 - ☐ have been communicated by the International Bureau.
 - ☐ have not been made; however, the time limit for making such amendments has **NOT** expired.
 - ☐ have not been made and will not be made.
- ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
 - ☐ Declaration was submitted to the International Bureau during International Phase (see copies of Declaration (page Form PCT/RO/101 and Form PCT/IB/371 and first page of printed publication acknowledging receipt thereof attached).
- ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 To 20 below concern document(s) or information included:

- ☒ An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
- ☒ An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
- ☒ A FIRST preliminary amendment.
 - ☐ A SECOND or SUBSEQUENT preliminary amendment.
- ☐ An Application Data Sheet under 37 C.F.R. § 1.76.
- ☐ A substitute specification.
- ☐ A change of power of attorney and/or address letter.
- ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
- ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
- ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- ☒ Other items or information. International Search Report; Copy of Submission of Translation of International Application under 35 U.S.C. 154(D)(4)

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5) Unknown		INTERNATIONAL APPLICATION NO. PCT/JP2005/015315		ATTORNEY'S DOCKET NUMBER 1035-626	
<input checked="" type="checkbox"/> The following fees are submitted:					
BASIC NATIONAL FEE (37 C.F.R. 1.492(a)(1)-(5):					
21. <input checked="" type="checkbox"/> Basic national fee	\$300.00 (1631)/\$150.00 (2631)		\$	300.00	
22. <input checked="" type="checkbox"/> Examination Fee.....	\$0 (1643/2643)		\$		
	\$200.00 (1633)/\$100.00 (2633)		\$	200.00	
23. <input checked="" type="checkbox"/> Search Fee	\$0 (1640/2640)				
	\$100 (1641)/\$50 (2641)				
	\$400 (1642)/\$200 (2642)				
	\$500.00 (1632)/\$250.00 (2632)		\$	400.00	
TOTAL OF ABOVE CALCULATIONS			\$	900.00	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
184 -100	84 /50 =	1.68	\$500.00 (1681) \$250.00 (2681)		
			\$	500.00	
Surcharge of \$130.00 (1617)/\$65.00 (2617) for furnishing the oath or declaration later than <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(e)).					
			\$		
CLAIMS	NUMBER FILED	# EXTRA	RATE		
Total Claims	28 minus 20 =	8 X	\$50.00 (1615)/	\$25.00 (2615)	\$ 400.00
Independent Claims	1 minus 3 =	0 X	\$200.00 (1614)	\$100.00 (2614)	\$
MULTIPLE DEPENDENT CLAIMS(S) (if applicable)			\$360.00 (1616)/\$180.00 (2616)		\$ 0.00
Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s): One Month Extension \$120.00 (1251)/\$60.00 (2251); Two Month Extensions \$450.00 (1252)/\$225.00 (2252); Three Month Extensions \$1020.00 (1253)/\$510.00 (2253); Four Month Extensions \$1590.00 (1254)/\$795.00 (2254)					\$ 0.00
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.					
Processing fee of \$130.00 (1618), for furnishing the English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 C.F.R. 1.492(f)).					0.00
TOTAL NATIONAL FEE =					\$ 1800.00
Fee for recording the enclosed assignment (37 C.F.R. 1.21(h). The assignment must be accompanied by an appropriate cover sheet (37 C.F.R. 3.28, 3.31). \$40.00 (8021) per property					\$ 40.00
Fee for Petition to Revive Unintentionally Abandoned Application; \$1500.00 (1453) / \$750.00 (2453)					\$ 0.00
TOTAL FEES ENCLOSED =					\$ 1840.00
					Amount to be refunded: \$
					Amount to be Charged: \$
a. <input type="checkbox"/> A check in the amount of \$1840.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. 14-1140 in the amount of \$_____ to cover the above fees. A duplicate copy of this form is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-1140. A duplicate copy of this form is enclosed. d. <input checked="" type="checkbox"/> CREDIT CARD PAYMENT FORM ATTACHED. e. <input checked="" type="checkbox"/> The entire content of International Application No. PCT/JP2005/015315 and any U.S. and foreign application(s) corresponding thereto, and JP 2004-253609, referred to in this application is/are hereby incorporated by reference in this application. NOTE: Where an appropriate time limit under 37 C.F.R. 1.494 or 1.495 has not been met, a petition to revive (37 C.F.R. 1.137(a) or (b) must be filed and granted to restore the application to pending status. CORRESPONDENCE ADDRESS Direct all correspondence to: <input checked="" type="checkbox"/> Customer Number: 23117 Type Customer Number here					
Telephone: (703) 816-4000 HWB:jsm			 H. Warren Burnam, Jr. NAME 29,366 February 27, 2007 REGISTRATION NUMBER Date		



National Phase of PCT/JP2005/015315 C#/M#: 1035-626

Serial No.: Unknown

Atty: H. Warren Burnam, Jr.

Inventor/s: INOUE ET AL.

Date: February 27, 2007

Title: DISPLAY ELEMENT AND DISPLAY DEVICE

☒ National Phase Patent Appl. Transmittal Letter

161 Pages Specification, Claims & Abstract

31 Claims; 14 Sheets of Drawings (Figs. 1-16(b))

☒ Declaration (2 Pages)

☒ Assignment (2 Pages) Including Cover Sheet

☒ Preliminary Amendment

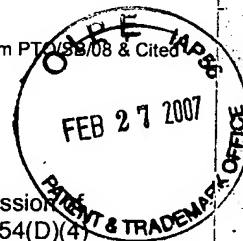
☒ Information Disclosure Statement/Search Report(s)/Form PTO/US 808 & Cited

Ref(s)

☐ Form PCT/IB/308

☒ Credit Card Payment Form (\$1840.00)

Other: Copy of WO 2006/025234; Copy of Submission
Translation of Intern'l Application under 35 USC 154(D)(4)





UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/574,505	Iichiro Inoue	1035-626

INTERNATIONAL APPLICATION NO.

PCT/JP05/15315

I.A. FILING DATE

PRIORITY DATE

05/24/2005

Nixon & Vanderhye
 901 North Glebe Road
 11th Floor
 Arlington, VA 22203-1808

CONFIRMATION NO. 2374

**371
 ABANDONMENT/TERMINATION
 LETTER**

OC000000022759307

Date Mailed: 03/06/2007

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to provide the full U.S. Basic National Fee by 30 months (37 CFR 1.495(b)(2)).

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)